

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: DALMASES BARJOAN, Pere et al.
Serial No.: Not yet known
Filed: Herewith
For: NEW POLYMORPHIC FORM OF
ONDANSETRON, PROCESSES FOR
PREPARING THEM, PHARMACEUTICAL
COMPOSITIONS CONTAINING THEM AND
THEIR USE AS ANTIEMETICS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 12, 2006

Dear Sir:

Pursuant to M.P.E.P. §609 and 37 C.F.R. §§1.56, 1.97-1.99, applicant submits herewith an information disclosure citation which lists references of which the applicant is aware. A copy of each of the references is also submitted herewith.

An English language translation of DE 203 12 772 U1 is not available at this time. It is respectfully submitted that the relevance of this reference can be readily understood by referring to the drawings of the patent provided.

An English language translation of ES 2 043 535 is not available at this time. However, an English-language abstract of this reference is submitted herewith. It is respectfully submitted that the relevance of this reference can be readily understood by referring to the drawings of the patent and corresponding English-language abstract provided.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the publications called to the examiner's attention herein, applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

Applicant reserves the right to contend, where appropriate, that a reference asserted against any claim of the present application is not prior art under the facts and the law.

Applicant also reserves the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

Applicant respectfully requests that the examiner independently determine those items which the examiner would consider the most pertinent of all the references cited herein.

Applicant respectfully requests that the references be considered and made of record.

This Information Disclosure Statement is being filed simultaneously with the filing of the application and therefore no fee is due. However, in the event that a fee is required, the Director is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 232820.

Respectfully submitted,



Noam R. Pollack
Reg. No. 56,829

For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

Encls. Form PTO/SB/08A
8 References
Copy of International Search Report

250 Park Avenue, Suite 1000
New York, NY 10177
Telephone: (212) 986-1116
Facsimile: (212) 986-0604
E-mail: pto@wolfblock.com

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Substitute for form 1449/PTO

(Use as many sheets as necessary)

OFI001-237955

Sheet	1
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of 2

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Substitute for form 1449/PTO

(Use as many sheets as necessary)

Application Number	
Filing Date	Herein
First Named Inventor	Pere Dalmases Barjoan
Art Unit	
Examiner Name	
Attorney Docket Number	OFI001-237955

Sheet	2	of	2
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	1 ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	G	EP 0 221 629 A1	05-13-1987	Glaxo Group Limited		
	H	ES 2 043 535	12-16-1993	Vita-Invest. S.A.		

Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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